

**MINUTES**  
**LEXINGTON COUNTY COUNCIL**  
**JUNE 15, 2004**

Lexington County Council held its regular meeting on Tuesday, June 15, 2004 in Council Chambers, beginning at 4:30 p.m. Vice Chairman Derrick presided; Mr. Cullum gave the invocation; Mr. Owens led the Pledge of Allegiance.

Members attending:   Bruce E. Rucker                               William C. Billy Derrick  
                              Jacob R. Wilkerson                               Bobby C. Keisler  
                              Johnny W. Jeffcoat                               John W. Carrigg, Jr.  
                              Joseph W. Joe Owens                               M. Todd Cullum

Not present:               \* George H. Smokey Davis

\* Mr. Davis was absent due a family illness.

Also attending: Art Brooks, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; Katherine Doucett, Personnel Director/Deputy County Administrator; Jeff Anderson, County Attorney; other staff members, citizens of the county and representatives of the media.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, and posted on the bulletin board located in the lobby of the County Administration Building.

**Employee Recognition - Art Brooks, County Administrator** - Anna Mosser, Records Clerk, Mildred Hite, Senior Lien Clerk, Register of Deeds Office; Linda Matthews, Delinquent Tax Clerk, Treasurer's Office; Michael Cummings, Homestead Coordinator, Cheryl Huntley, Data Entry Operator, Auditor's Office; and Micki Whitler, Library Assistant I, Library Services were all recognized for their excellent customer service and professionalism while assisting citizens of Lexington County on separate issues.

**Customer Service Shining Stars** - Mr. Brooks recognized Gloria Smith, Building Services; Janet Turner, Community and Economic Development; and Mary Ann Taylor, Auditor's Office as the winners of the quarter for the Customer Service Shining Stars award. The winners will each receive prime parking space donated by County Council.

**Presentation of Resolutions - Frances Kay Wells - Presented by Councilman Owens** - Mr. Owens presented a resolution to Ms. Frances Kay Wells honoring her for her commitment and service on the Health Services District Board of Directors since 1995.

**Free Medical Clinic, Inc. - Presented by Vice Chairman Derrick** - On behalf of Chairman Davis, Vice Chairman Derrick presented a resolution to Mr. Dennis Coker, Executive Director, honoring

the Free Medical Clinic for providing free quality health care, at no cost, to citizens of Lexington County who cannot pay for such services or have no health insurance.

**June 2004 as National Homeownership Month - Presented by Vice Chairman Derrick** - On behalf of Chairman Davis, Vice Chairman Derrick presented a resolution to members of the Homebuilders' and Realtors' Associations in recognizing June as National Homeownership Month. Members present to receive the resolution were Deanne Venable, Brenda Morganelli, Earl McLeod, and Rebecca Best.

**Resolutions - Kids Kamp and William E. (Bill) Blackston** - Mr. Wilkerson made a motion, seconded by Mr. Keisler that the resolutions be adopted.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

|           |              |               |
|-----------|--------------|---------------|
| In Favor: | Mr. Derrick  | Mr. Wilkerson |
|           | Mr. Keisler  | Mr. Rucker    |
|           | Mr. Jeffcoat | Mr. Carrigg   |
|           | Mr. Owens    | Mr. Cullum    |

**Appointments - Mr. Reginald T. Murphy and Mr. Jim Taylor - Midlands Workforce Development Board** - A motion was made by Mr. Jeffcoat, seconded by Mr. Carrigg to appoint Mr. Reginald T. Murphy and Mr. Jim Taylor to the Midlands Workforce Development Board.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick   | Mr. Jeffcoat |
|           | Mr. Carrigg   | Mr. Rucker   |
|           | Mr. Wilkerson | Mr. Keisler  |
|           | Mr. Owens     | Mr. Cullum   |

**Bids/Purchases/RFPs** - A motion was made by Mr. Wilkerson, seconded by Mr. Jeffcoat that the following bids be approved.

**Work Uniforms - County Wide** - Bids were solicited and advertised for a term contract for work uniforms for the County. The cost of the work uniforms is based on estimated quantities projected for use by the County for a period of one (1) year. The contract will be for a period of one (1) year with the option to extend the contract for two (2) additional (1) one year periods. Staff recommended to award the contract to DesignLab, Incorporated as being the lowest bidder. The cost of the estimated contract is \$25,228.64 including sales tax.

**Fire Fighting Equipment and Supplies - Public Safety/Fire Service** - Bids were solicited and advertised for fire fighting equipment and supplies for Public Safety/Fire Service. The County's fire departments use fire ground and special equipment to meet the demands of firefighting. These items to include but not limited to nozzles, salvage covers, flashlights, chainsaws, assorted tools, fire rakes, etc. In addition to normal replacement, this will allow Fire Service to continue toward equipping all fire apparatus to meet the Insurance Service Office (ISO) and National Fire Protection Association (NFPA) standards. Nine (9) bids and two (2) no bids were received. Staff

recommended multiple awards to the following lowest bidders meeting specifications: Slagle's Fire & Equipment Supply Company, Incorporated - \$4,019.27, Powell & Associates - \$5,004.72, Laerdal Medical Corporation - \$998.14, Charlotte Equipment Sales Incorporated - \$30,073.05, Anderson Fire & Safety Equipment - \$1,377.60, Wally's Fire & Safety Equipment, Incorporated - \$6,349.35, C. W. Williams & Company, Incorporated - \$5,713.05, and W. S. Darley & Company - \$8,811.34. The total cost including sales tax is \$62,346.62.

**Forensic Light Source System - Sheriff's Department** - Bids were advertised and solicited from qualified vendors for a forensic light source system for the Sheriff's Department. The mini crime light scope uses a forensic light source in combination with the right type of dye and filter to allow more latent prints to be located and lifted for the automated finger print identification system (AFIS). By scanning the different wave lengths, the background can be eliminated and the latent print will be more visible. The light scope is 100 times more sensitive than black powder which will make the latent print more visible to the camera on the AFIS, therefore, making more hits. Two (2) bids and one (1) no bid were received. Staff recommended to award the bid to Sirchie Finger Print Laboratories, Incorporated. The total cost including sales tax is \$11,014.84.

**Request for Proposal for Health Care Services - Sheriff's Department** - Competitive sealed proposals were solicited from potential care providers to establish a contract for providing quality comprehensive health care services, medical and dental, to the inmate population of the Lexington County Sheriff's Department. The contract will be on a 24 hour/7 day per week basis, all labor, materials, equipment, services, insurance, licenses and applicable necessary taxes. The term of the contract will be for a period of three (3) years. Staff recommended awarding the contract to the second highest rated offeror, Prison Health Services, rather than to NaphCare, Inc. as costs could not be negotiated to fall within budget. The amount of the contract is \$4,499,102.

**Signs - Solid Waste Management** - Bids were solicited and advertised for signs for Solid Waste Management. The signs are for each of the convenience stations to solve safety issues where traffic is concerned and to direct the different types of recycled products to the appropriate container by reducing the chance of container contamination and insuring the optimum revenue for the container when delivered to the processor. Eight (8) bids and two (2) no bids were received. Staff recommended to award the bid to Signs & Blanks, Inc. The total cost including tax is \$6,121.71

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick  | Mr. Wilkerson |
|           | Mr. Jeffcoat | Mr. Rucker    |
|           | Mr. Keisler  | Mr. Carrigg   |
|           | Mr. Owens    | Mr. Cullum    |

**Chairman's Report** - No report.

**Convention and Visitor's Bureau - David Zunker, Executive Vice President of Marketing and Sales** - Mr. Zunker thanked members of Council for their support of the Convention and Visitor's Bureau over the past years, but particularly this year as the CVB is making an effort to establish a brand for the entire region. Mr. Zunker presented Council with caps and buttons inscribed with the new logo "Where Friendliness Flows."

**Administrator's Report** - Mr. Brooks reminded everyone that the County's auction will be held on Thursday, June 17 at 10:00 a.m. at Central Stores on Ball Park Road.

**Budget Amendment Resolutions** - The following BARs were distributed and signed.

An appropriation transfer and a supplemental appropriation increase of \$300,200 to establish capital accounts for equipment from the County's Solid Waste collection station waste hauler per the contract addendum on November 18, 2003.

A supplemental appropriation increase of \$65,605 received from the SC Department of Transportation which are reimbursements for projects that were completed for less than the amount anticipated.

**Approval of Minutes - Meetings of May 11 and May 25, 2004** - A motion was made by Mr. Wilkerson, seconded by Mr. Cullum that the minutes of May 11 and May 25, 2004 be approved as submitted.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick | Mr. Wilkerson |
|           | Mr. Cullum  | Mr. Rucker    |
|           | Mr. Keisler | Mr. Jeffcoat  |
|           | Mr. Carrigg | Mr. Owens     |

**Ordinances - Ordinance 04-02 - Conveyance of Approximately 40 Acres of Real Estate From the County of Lexington to the Lexington County Recreation and Aging Commission (Red Bank) - 2<sup>nd</sup> Reading** - Mr. Cullum made a motion, seconded by Mr. Carrigg that Ordinance 04-02 be given second reading.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick   | Mr. Cullum  |
|           | Mr. Carrigg   | Mr. Rucker  |
|           | Mr. Wilkerson | Mr. Keisler |
|           | Mr. Jeffcoat  | Mr. Owens   |

**Ordinance 04-04 - An Ordinance Adopting an Annual Budget for Fiscal Year 2004-05 - 3<sup>rd</sup> and Final Reading** - Third and final reading on Ordinance 04-04 was postponed until after the Special Meeting slated for Monday, June 21 at 6:00 p.m.

**Ordinance 04-05 - An Ordinance to Establish a System for Receipt of Deposits in Lieu of Recognizance as Allowed by South Carolina Code Section 22-5-530 - 3<sup>rd</sup> and Final Reading** - Mr. Jeffcoat made a motion, seconded by Mr. Cullum that Ordinance 04-05 be given third and final reading.

Chief James stated this ordinance is a repeat of history where it worked best. He said the ordinance will enable the County and the Magistrate System to allow an individual to post bond prior to seeing

a judge if the bond is preset. However, Chief James stated this does not include offenses such as domestic violence, victim issues and anyone who is intoxicated.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick   | Mr. Jeffcoat |
|           | Mr. Cullum    | Mr. Rucker   |
|           | Mr. Wilkerson | Mr. Keisler  |
|           | Mr. Carrigg   | Mr. Owens    |

**Ordinance 04-06 - An Ordinance to Establish and Create a Special Tax District Within Lexington County, South Carolina, to be Known as "Isle of Pines Special Tax District" - Not to Exceed \$400,000 - Eric Shytle and Margaret Pope, Attorneys - Haynsworth Sinkler Boyd, P.A. - 1<sup>st</sup> Reading by Title** - Mr. Jeffcoat made a motion, seconded by Mr. Carrigg that Ordinance 04-06 be given first reading.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

|           |               |              |
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| In Favor: | Mr. Derrick   | Mr. Jeffcoat |
|           | Mr. Carrigg   | Mr. Rucker   |
|           | Mr. Wilkerson | Mr. Keisler  |
|           | Mr. Owens     | Mr. Cullum   |

**Committee Reports - Justice, J. Carrigg, Chairman - Vehicle Donation to Lexington Technology Center - Sheriff's Department** - Mr. Carrigg reported that his committee met during the afternoon to discuss the donation of a vehicle from the Sheriff's Department to the Lexington Technology Center. However, he stated this would be postponed until a legal opinion has been received from the County attorney.

**FY2005 11<sup>th</sup> Judicial Circuit's Law Enforcement Network Grant - Sheriff's Department** - Mr. Carrigg reported during the afternoon his committee met and discussed the FY2005 11<sup>th</sup> Judicial Circuit's Law Enforcement Network Grant. He stated this is a \$10,000 mini-grant from the South Carolina Department of Public Safety with no matching funds to establish a law enforcement network for the 11<sup>th</sup> Judicial Circuit.

Mr. Carrigg made a motion, seconded by Mr. Rucker to approve the FY2005 11<sup>th</sup> Judicial Circuit's Law Enforcement Network Grant application.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick | Mr. Carrigg   |
|           | Mr. Rucker  | Mr. Wilkerson |
|           | Mr. Keisler | Mr. Jeffcoat  |
|           | Mr. Owens   | Mr. Cullum    |

**Economic Development, J. Jeffcoat, Chairman - Resolution Approving the Second Amendment to Memorandum of Lease Agreement and Consent - Merger of Honeywell Nylon Inc. into**

**Honeywell Nylon LLC - Haynsworth Sinkler Boyd, P.A.** - Mr. Jeffcoat reported that his committee met during the afternoon to discuss the Resolution - Approving the Second Amendment to Memorandum of Lease Agreement and Consent - Merger of Honeywell Nylon Inc. into Honeywell Nylon LLC. He stated this involves internal structuring only for Honeywell Nylon Inc. with no changes in fee, etc.

Mr. Jeffcoat made a motion, seconded by Mr. Cullum to approve the resolution.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick   | Mr. Jeffcoat |
|           | Mr. Cullum    | Mr. Rucker   |
|           | Mr. Wilkerson | Mr. Keisler  |
|           | Mr. Carrigg   | Mr. Owens    |

**Health & Human Services, J. Wilkerson, Chairman - FY2004 Citizen Corps Grant - Public Safety/EMD** - Mr. Wilkerson reported during the afternoon committee meeting, members discussed the FY2004 Citizen Corps Grant. He stated this is an \$8,000 federal grant with no matching funds to be used to establish, organize, and support a local citizens corps council and community emergency response team.

Mr. Wilkerson made a motion, seconded by Mr. Cullum to approve the FY2004 Citizen Corps Grant application.

Mr. Derrick opened the meeting for discussion; no discussion occurred.

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| In Favor: | Mr. Derrick | Mr. Wilkerson |
|           | Mr. Cullum  | Mr. Rucker    |
|           | Mr. Keisler | Mr. Jeffcoat  |
|           | Mr. Carrigg | Mr. Owens     |

**Presentations - Mr. Carson Corley - 4836 Sunset Blvd., Lexington, SC 29072 - Proposed Land Clearing Debris and Recycling Facility** - Mr. Corley requested to postpone his presentation.

**Old Business/New Business - Special Meeting** - Mr. Wilkerson asked if a date has been established for the Special Meeting to consider millage increases.

Mr. Derrick replied, Monday, June 21 at 6:00 p.m.

**Executive Session/Legal Briefing** - A motion was made by Mr. Wilkerson, seconded by Mr. Rucker to go into Executive Session to receive the legal briefing and to discuss contractual matters.

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| In Favor: | Mr. Derrick  | Mr. Wilkerson |
|           | Mr. Rucker   | Mr. Keisler   |
|           | Mr. Jeffcoat | Mr. Carrigg   |
|           | Mr. Owens    | Mr. Cullum    |

Mr. Carrigg left early due to a prior commitment.

Mr. Derrick reconvened the meeting in open session.

**Matters Requiring a Vote as a Result of Executive Session** - Vice Chairman Derrick reported Council received the legal briefing and discussed several contractual matters during the Executive Session and indicated no motions were to be considered.

Mr. Derrick stated Council will hold two meetings on Monday, June 21. The first will be a special meeting beginning at 6:00 p.m. to consider millage increases followed at 7:30 p.m. by a Council meeting to have third and final reading on Ordinance 04-04 adopting the annual budget for fiscal year 2004-05.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Dorothy K. Black  
Clerk

George H. Smokey Davis  
Chairman

Diana W. Burnett  
Asst. Clerk to Council